

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY
DOCUMENT
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DOC #
DATE FILED: 7/1/08

IN RE LOWER MANHATTAN
DISASTER SITE LITIGATION

THIS DOCUMENT APPLIES TO ALL
LOWER MANHATTAN DISASTER SITE
LITIGATION

21 MC 102 (AKH)

STIPULATION OF
DISCONTINUANCE AND
COURT ORDER

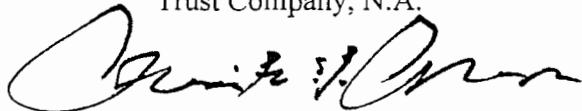
IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the attorneys of record for the parties to the actions listed in “**Schedule A**” attached hereto, that whereas no party hereto is an infant or incompetent person for whom a committee has been appointed and no person not a party has an interest in the subject matter of the action, the above-entitled actions be, and the same hereby are discontinued without prejudice as against *THE BANK OF NEW YORK MELLON CORPORATION, As Successor To THE BANK OF NEW YORK COMPANY, INC., THE BANK OF NEW YORK, ONE WALL STREET HOLDINGS LLC, 4101 AUSTIN BLVD CORPORATION and THE BANK OF NEW YORK TRUST COMPANY, N.A.*, and as to the *130 Liberty Street locations only*, without costs to either party as against the other.

IT IS FURTHER STIPULATED AND AGREED, that should evidence be discovered throughout the course of the litigation which determines that *THE BANK OF NEW YORK MELLON CORPORATION, As Successor To THE BANK OF NEW YORK COMPANY, INC., THE BANK OF NEW YORK, ONE WALL STREET HOLDINGS LLC, 4101 AUSTIN BLVD CORPORATION and THE BANK OF NEW YORK TRUST COMPANY, N.A.*, is a proper party to these suits, plaintiff may reinstitute these actions without regards to the applicable statute of limitations as a defense.

This stipulation may be filed without further notice with the Clerk of the Court.

Dated: New York, New York
May 13, 2008

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& MAHONEY, LTD.
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Mellon Corporation, as Successor to
The Bank of New York Company, Inc.,
The Bank of New York,
One Wall Street Holdings LLC
4101 Austin Blvd. Corporation,
The Bank of New York
Trust Company, N.A.



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SO ORDERED: 6-30-08


HON. ALVIN K. HELLERSTEIN

SCHEDULE A
STIPULATION AND ORDER OF DISMISSAL
RELATED TO 130 LIBERTY STREET COMPLAINTS
FOR THE FOLLOWING PLAINTIFFS:

	Plaintiff Name	Index # All (AKH)
1	Freddy Astudillo	07CV1463
2	Wilmer Astudillo	07CV1561
3	Richard Avila	07CV11018
4	Ramiro Bastidas	07CV8278
5	Wlodzimierz Belkowski	07CV05339
6	Angel Cobos	07CV1483
7	Zoila Cortez	07CV05344
8	Zbigniew Dobronski	06CV11533
9	Carmen Gallego	07CV062
10	Segundo Garces	07CV1498
11	Rodolfo Guevara	06 CV3301
12	Luis Inga	07CV4474
13	Antoni Konopka	07CV1641
14	Segundo Leon	07CV8283
15	Gustavo Mendoza	07CV4494
16	Ubaldo Misaico	07CV4495
17	Angel Naranjo	07CV066
18	Zoila Pastuizaca	07CV05308
19	Jacqueline Perez	07CV8284
20	Elsa Puma	07CV11023
21	Maria Puma	07CV1688
22	Carlos Riera	07CV1518
23	Susana Rodriguez	07CV05315
24	Jose Vasquez	07CV2708
25	Kazimierz Walek	07CV05327